



Response Under 37 C.F.R. §1.116

Expedited Procedure

Group Art Unit 1634

#21/2  
C. H. H.  
12/24/96

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Dean L. Engelhardt et al.

Serial No.: 08/479,997

Filed: June 7, 1995

For: OLIGO- OR POLYNUCLEOTIDES, AND OTHER  
COMPOSITIONS COMPRISING PHOSPHATE  
MOIETY LABELED NUCLEOTIDES

Group Art Unit: 1634

Examiner: Scott Houtteman

527 Madison Avenue (9<sup>th</sup> Floor)  
New York, New York 10022  
November 20, 1998

**FILED BY EXPRESS MAIL**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

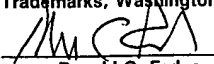
**BOX AF**

**REQUEST UNDER 37 C.F.R. §1.129(a) FOR WITHDRAWAL  
OF THE FINALITY OF THE SEPTEMBER 29, 1998 OFFICE ACTION**

Dear Sirs:

Pursuant to the provisions of 37 C.F.R. §1.129(a). Applicants respectfully request withdrawal of the finality of the September 29, 1998 Office Action issued in connection with the above-identified application.

The fee for filing this Request Under 37 C.F.R. §1.17(r) is \$790.00. Accordingly, the Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite fee of \$790.00 set forth in 37 C.F.R. §1.17(r). The Patent and Trademark office is further authorized

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No	EM366566222
Deposit Date	November 20, 1998
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Ronald C. Fedus Reg. No. 32,567	Nov 20 98 Date

ENZ-5(D6)(C2)

12/02/1998 ZHBRALLA 00000007 051135 06479997  
01 FC:146 790.00 CH

Dean L. Engelhardt , *et al.*

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The September 29, 1998 Office Action - November 20, 1998)

hereby to charge Deposit Account No. 05-1135 for any other fees required in  
connection with this Request, and to credit any overpayment thereto.

Duplicate copies of this Request are also attached herewith.

Favorable action on this Request is earnestly solicited.

Respectfully submitted,



Ronald C. Fedus

Registration No. 32,567

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